



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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January 5, 1999

Lon Thomas
American Stone, Inc.
4040 South 300 West
Salt Lake City, Utah 84107

Re: Permit Status of Peoa Quarry, American Stone, Inc., M/043/012, Summit County, Utah

Dear Mr. Thomas:

As you are aware, on July 20, 1998 the Division issued a Notice of Agency Action (NAA) to American Stone, Inc. for exceeding the five-acre threshold allowed for a small mining operation, without first filing a large mine permit application and receiving Division approval before expanding beyond the five acre limit. The NAA directed American Stone to immediately suspend all mining related activities at the Peoa Quarry until the NAA was resolved. The NAA (as modified during the August 4, 1998 Informal Hearing) required the posting of a \$25,000 interim reclamation surety by October 23, 1998 and filing a complete and accurate Large Mining Notice of Intention with the Division by January 4, 1999.

The Division received the required interim surety on October 8, 1998 and received your Notice of Intention to Conduct Large Mining Operations on October 27, 1998. We have initiated our review of your Notice and we anticipate completing the review by the end of January.

With the submission of the interim surety and the Large Mining Notice, the Division has allowed American Stone to continue mining operations within the existing disturbed area footprint. *Construction of any new disturbance or expansion of existing mining related disturbances is not permitted until your large mining Notice is approved and the final reclamation surety is in place.* Operations may continue *only within the existing disturbance* during the review period so long as good faith efforts to resolve permitting issues continue.

The Division appreciates the efforts that you are making to bring your mining operation into full compliance with the Utah Mined Land Reclamation Act. Please don't hesitate to call me or Lynn Kunzler of my staff if you have any questions regarding this matter.

Sincerely,

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb

cc: Leslie Burns, Summit County
M:thomas\43-12.sta